

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
LYNCHBURG DIVISION

CLERK'S OFFICE U.S. DIST. COURT  
AT CHARLOTTESVILLE, VA  
FILED

APR 23 2007

JOHN E. CORCORAN, CLERK  
BY: *[Signature]*  
DEPUTY CLERK

BELVAC PRODUCTION MACHINERY, INC.,  
*Plaintiff,*

CIVIL No. 6:06cv00034

v.

ORDER

STANDARD INDUSTRIAL PRODUCTS CO., INC.,  
*Defendant*

JUDGE NORMAN K. MOON

This matter is before the Court on Defendant's Motion To Dismiss "Count II — Indemnity" for Failure To State a Claim Upon Which Relief Can Be Granted, filed on October 20, 2006 (docket entry no. 8). For the reasons stated in the accompanying Memorandum Opinion, this motion is hereby DENIED.

It is so ORDERED.

The Clerk of the Court is hereby directed to send a certified copy of this Order to all counsel of record.

ENTERED:

*[Signature]*  
United States District Judge

*April 23, 2007*  
Date